

**RESPIRATORY CARE PRACTITIONERS EXAMINING COUNCIL
SEPTEMBER 14, 2010
MINUTES**

PRESENT: Ann Johnson, Ann Meicher, William Rosandick

STAFF: Tom Ryan, Bureau Director, Michael Berndt, General Counsel; Karen Rude-Evans, Bureau Assistant

GUESTS: none

CALL TO ORDER

Chair Ann Meicher called the meeting to order at 9:09 a.m. A quorum of three (3) was confirmed.

APPROVAL OF AGENDA

Amendments:

- Item B – delete the Minutes of September 24, 2009 and insert Minutes of April 6, 2010
- Delete REPORT FROM NBRC AND AMERICAN ASSOCIATION FOR RESPIRATORY CARE (AAARC) STATE LICENSURE GROUP – SEPTEMBER 25-26, 2009

MOTION: William Rosandick moved, seconded by Ann Johnson, to approve the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF APRIL 6, 2010

MOTION: Ann Johnson moved, seconded by William Rosandick, to approve the minutes of April 6, 2010 as written. Motion carried unanimously.

ELECTION OF OFFICERS FOR 2011

Ann Johnson nominated William Rosandick for Chair. Chair Ann Meicher called for nominations three times. No other nominations were made. William Rosandick was elected Chair by consensus.

William Rosandick nominated Ann Johnson for Vice Chair. Chair Ann Meicher called for nominations three times. No other nominations were made. Ann Johnson was elected Vice Chair by consensus.

Ann Johnson nominated Ann Meicher for Secretary. Chair Ann Meicher called for nominations three times. No other nominations were made. Ann Meicher was elected Secretary by consensus.

The new officer elections are effective January 1, 2011.

COUNCIL APPOINTMENTS

Chair Ann Meicher made the following appointment:

- Travel Liaison – Chair (Ann Meicher)

The appointments from the April 2010 meeting were:

- Education and Examination Liaison – Vice Chair (William Rosandick)
- Credentialing Liaison – Secretary (Ann Johnson)

ADMINISTRATIVE REPORT

2011 Respiratory Care Practitioners Examining Council Meeting Dates

MOTION: William Rosandick moved, seconded by Ann Johnson, to approve the 2011 meeting dates as presented. Motion carried unanimously.

Board Chair, Vice Chair and Public Member Training – December 3-4, 2010

Training for Board Chair, Vice Chair and public members will be held at the Concourse Hotel in Madison on December 3-4, 2010. Information and invitations will be received soon.

NBRC REPORT

Ann Meicher attended the NBRC meeting. Ms. Meicher asked the NBRC about their policy to allow applicants to take the examination multiple times. Wisconsin rules limit an applicant to three attempts to pass the examination. If an applicant is unsuccessful after three attempts, the applicant must contact the Council and request permission to retake the exam. The NBRC does not notify Wisconsin if an applicant takes the exam more than three times.

Ann Meicher suggested information regarding the limit of three attempts at the NBRC examination be included on the licensure application. Tom Ryan will contact the Division of Professional Credential Processing to discuss whether or not this is possible.

Ann Meicher will draft a letter to the NBRC to elicit their assistance in notifying Wisconsin after an applicant has failed the examination three times. This letter will be forwarded to Tom Ryan to be printed on DRL letterhead.

UPDATE FROM THE SCHOOLS

William Rosandick reported good communication between the schools and DRL. There are now five (5) master's degree programs and fifty six (56) four-year degree programs.

PRACTICE QUESTIONS

Discussion regarding MEB Consideration Whether a Practitioner Transferring Patients Across State Lines Needs to be Licensed in Both States

The Medical Examining Board made a motion at their October 2009 meeting that a respiratory care therapist who is licensed in another state and who accompanies a patient across state lines into Wisconsin, is under the direction of the Wisconsin licensed physician and the respiratory care therapist does not need to be licensed in Wisconsin.

The Board members continued their discussion from April regarding the meaning of "scope of practice" for respiratory therapists. The scope of practice is not clearly defined in the statutes and rules, and parameters are often set by the employer. The Board is considering legislation to change or redefine the scope of practice.

Receiving Orders from Physician Assistants and/or Nurse Practitioners

Wisconsin statutes allow respiratory care practitioners to practice under the direction of a physician.

Wis. Stat. § 448.015 (2): "Respiratory care" means that branch or system of treating the sick which is limited to assisting in the prevention, diagnosis and therapeutic treatment of respiratory disorders by various means, including the administration of medical gases, oxygen therapy, ventilation therapy, artificial airway care, bronchial hygiene therapy, aerosolization of pharmacological agents, respiratory rehabilitation therapy and other treatment, testing, evaluation and rehabilitation procedures performed under the direction of a physician, but not including the use of general anesthetic agents.

FREQUENTLY ASKED QUESTIONS

The Board reviewed the FAQ's and made some changes. Tom Ryan will revise the answers and will send the draft to Ann Meicher for review. When the draft is approved, the FAQ's and answers will be posted to the DRL website.

SPEAKING AND TRAVEL REQUESTS RECEIVED IN THE BUREAU AFTER PREPARATION OF THE AGENDA

The National Board of Respiratory Care (NBRC) meeting is scheduled for September 9-10, 2011.

EXAMINATION ISSUES RECEIVED IN THE BUREAU AFTER MAILING OF THE AGENDA

There were no examination issues to discuss at this time.

APPLICATION ISSUES RECEIVED IN THE BUREAU AFTER MAILING OF THE AGENDA

There were no application issues to review.

INFORMATIONAL ITEMS

None.

PUBLIC COMMENT

None.

CLOSED SESSION

MOTION: Anne Johnson moved, seconded by William Rosandick, to convene into closed session to deliberate on case(s) following hearing (Wis. Stat. § 19.85 (1) (a)); consider closing disciplinary investigation(s) with administrative warning(s) (Wis. Stat. § 19.85 (1) (b) and 440.205); to consider individual histories or disciplinary data (Wis. Stat. § 19.85 (1) (f)); and to confer with legal counsel (Wis. Stat. § 19.85 (1) (g)). Motion carried by roll call vote: Ann Johnson-yes; Ann Meicher-yes; William Rosandick-yes.

Open session recessed at 10:29 a.m.

RECONVENE IN OPEN SESSION

MOTION: Ann Johnson moved, seconded by William Rosandick, to reconvene in open session. Motion carried unanimously

Open session reconvened at 12:02 p.m.

RATIFICATION OF EXAMINATION SCORES

MOTION: Ann Johnson moved, seconded by William Rosandick, to recommend that the Medical Examining Board ratify the oral exam scores. Motion carried unanimously.

OTHER BUSINESS

None.

ADJOURNMENT

MOTION: Ann Johnson moved, seconded by William Rosandick, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 12:12 p.m.